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PART II—Section 4

Statutory Rules and Orders issued by the Ministry of Defence

MINISTRY OF DEFENCE

New Delhi, the 10th September 1964

S.R.O. 339.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Wellington, by reason of the acceptance by the Central Government of the resignation of Captain M. Kannuswamy Pillai.

[File No. 19/38/G/L&C/57/2700-C/D(Q&C).]

S.R.O. 340.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Major B. S. Nagesha Rao, has been nominated as a member of the Cantonment Board, Wellington vice Captain M. Kannuswamy Pillai who has resigned.

[File No. 19/38/G/L&C/57/2700-C/D(Q&C).]

S.R.O. 341.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Jabalpur by reason of the acceptance by the Central Government of the resignation of Lt. Col. Ganpat Singh.

[File No. 19/7/G/L&C/51/2703-C/D(Q&C).]

S.R.O. 342.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Lt. Col. K. D. Verma, has been nominated as a member of the Cantonment Board, Jabalpur vice Lt. Col. Ganpat Singh who has resigned.

[File No. 19/7/G/L&C/56/2703-C/D(Q&C).]

New Delhi, the 15th September 1964

S.R.O. 343.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Shahjahanpur by reason of the acceptance by the Central Government of the resignation of Shri K. P. Gupta, Magistrate 1st Class, Shahjahanpur.

[File No. 19/22/G/L&C/56/2757-C/D(Q&C).]

S.R.O. 344.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924, (2 of 1924), the Central Government hereby notifies that Shri N. D. Maheshwari, Magistrate 1st Class, Shahjahanpur, has been nominated as a member of the Cantonment Board, Shahjahanpur by the District Magistrate, Shahjahanpur in exercise of the powers conferred under section 13(3)(b) of that Act vice Shri K. P. Gupta, Magistrate, 1st Class resigned.

[File No. 19/22/G/L&C/56/2757-C/D(Q&C).]

S.R.O. 345.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Jhansi by reason of the acceptance by the Central Government of the resignation of Shri K. P. Trivedi, 1st Class Magistrate, Jhansi.

[File No. 19/10/G/L&C/56/2759-C/D(Q&C).]

S.R.O. 346.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Shri H. G. Dabral, 1st Class Magistrate, Jhansi has been nominated as a member of the Cantonment Board, Jhansi by the District Magistrate Jhansi in exercise of the powers conferred under clause (b) of sub-section (3) of that Act in the place of Shri K. P. Trivedi 1st Class Magistrate resigned.

[File No. 19/10/G/L&C/56/2759-C/D(Q&C).]

S.R.O. 347.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Belgaum, by reason of the acceptance by the Central Government of the resignation of Major K. L. Awasthi.

[File No. 19/18/G/L&C/54/2760-C/D(Q&C).]

S.R.O. 348.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Captain MDC Tims, has been nominated as a member of the Cantonment Board, Belgaum vice Major K. L. Awasthi, who has resigned.

[File No. 19/18/G/L&C/54/2760-C/D(Q&C).]

New Delhi, the 18th September 1964

S.R.O. 349.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies the election of the following persons as members of the Cantonment Board, Ambala, from the Wards noted against each namely:—

1. Shri Prem Chand—Ward No. I.
2. Shri Hari Perkash—Ward No. I.
3. Shri Bhagwan Dass—Ward No. II.
4. Shri Bansi Lal—Ward No. II (Schedule Caste—Reserved seat)
5. Shri Sham Sunder Dass—Ward No. III.
6. Shri Kishori Lall—Ward No. IV.
7. Shri Charan Dass—Ward No. V.

[File No. 29/2/G/L&C/55/2782-C/D(Q&C).]

New Delhi, the 21st September 1964

S.R.O. 350.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies the election of the following persons as members of the Cantonment Board, Varanasi, from the Wards noted against each, namely:—

1. Shri Kashi Prasad Gupta—Ward No. I.
2. Shri Ramji Gupta—Ward No. II.
3. Shri Murad Ali—Ward No. III.
4. Shri Bachi Ram—Ward No. IV.

[File No. 29/46/G/L&C/57/2802-C/D(Q&C).]

S.R.O. 351.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Shri D. B. Tamang has been elected as a member of the Cantonment Board, Jalapahar.

[File No. 29/13/G/L&C/57/2818-C/D(Q&C).]

SATYA PAL SARNA, Under Secy.

New Delhi, the 22nd September 1964

S.R.O. 352.—In exercise of the powers conferred by clause (cc) of sub-section (2) of the section 280 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby makes the following rules further to amend the Military Lands and Cantonments Service (Class I and Class II) Rules, 1951, the same having been previously published as required by sub-section (1) of the said section, namely:—

1. These rules may be called the Military Lands and Cantonments Service (Class I and Class II) Amendment Rules, 1964

2. In the Military Lands and Cantonments Service (Class I and Class II) Rules, 1951;—

(i) in sub-rule (b) of rule 4, under the heading "Administrative Posts", after item (i) and the entry relating thereto, the following item and entry shall be inserted, namely:—

"(ia) Joint Director, Military Lands and Cantonments."

(ii) in rule 13, under the heading "Administrative Posts", for item (i) and the entry relating thereto, the following items and entries shall be substituted, namely:—

"(i) Director Military Lands and Cantonments—Rs. 1,800—100—2,000.

"(ia) Joint Director, Military Lands and Cantonments—Rs. 1,600—100—1,800."

[File No. 1(12)/63/D(Appts.).]

A. R. SANKARANARAYANAN, Dy. Secy.

New Delhi, the 23rd September 1964

S.R.O. 353.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that a vacancy has occurred in the membership of the Cantonment Board, Kanpur, by reason of the acceptance by the Central Government of the resignation of Major Kapur Singh Virk.

[File No. 19/5/G/L&C/56/2827-C/D(Q&C).]

S.R.O. 354.—In pursuance of sub-section (7) of Section 13 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby notifies that Captain D. R. Verma, has been nominated as a member of the Cantonment Board, Kanpur vice Major Kapur Singh Virk who has resigned.

[File No. 19/5/G/L&C/56/2827-C/D(Q&C).]

S.R.O. 355.—In exercise of the powers conferred by clauses (a) and (b) of section 31 of the Cantonments Act, 1924 (2 of 1924), the Central Government hereby makes the following rules, the same having been previously published as required by the said section, namely:—

1. **Short title.**—These rules may be called the Cannanore Cantonment (Division into wards) Rules, 1964.

2. **Division of Cantonment into Wards.**—For the purpose of holding elections to the Cantonment Board, the Cantonment of Cannanore shall be divided into four wards to be respectively called as:—

Ward No. I.

Ward No. II.

Ward No. III.

Ward No. IV.

3. Boundaries of Wards.—The boundaries of each of the said wards shall be as specified in the Schedule to these Rules.

4. Number of members to be elected.—The number of members to be elected from each of the said wards shall be as indicated below, namely:—

Ward No. I—1.

Ward No. II—1.

Ward No. III—1.

Ward No. IV—1.

THE SCHEDULE

(Boundaries of Wards—See rule 3)

Ward No.	Name of Ward	Building/Houses/Lines etc. included in the Ward.	Boundaries
I.	Bungalow Area & Civil Area (South)	Building Nos. 1 to 60-A and Military Hospital including Followers Quarters, Kerala Govt. Travellers/Tourist Bungalows, Convent Roman Catholic Church and CSI Church.	North:—Municipal area up to Bldg No. 15 and Burnacherry Bazar. South:—Arabian Sea. East:—Municipal area, Burnacherry Bazar & Fort Maidan. West:—Arabian Sea.
II.	Civil Area (Central)	Building Nos. 62 to 127 St. Michael's Boarding House and Ranee Mills.	North:—Mill road and Burnacherry Bazar (North) South:—Convent Road East:—Vellesley Road. West:—Station Road.
III.	Civil Area (North)	Building Nos. 128 to 179 Syrian Church.	North:—Commonwealth Trust Road. South:—Burnacherry Bazar Road. East:—Station Road. West:—Burnacherry Bazar (West).
IV	Military Area and Civil Area (East)	Wellesley Barracks including JCO's and Family Followers Quarters, Fort St. Angelo. District HQ State Govt. Hospital and Staff Quarters. R. A. Lines Govt. Telephone Exchange. S&T Lines, MESS Office and Inspection Bungalow. Cantt Sweepers Quarters Building Nos. 180 to 193 including Cantt Building in GLRS No. 14(pt) and MEO's Bunk in GLR's No. 32-A of Cannanore Cantt Cantonment Office (MES Bldg).	North:—Municipal Area. South:—Arabian Sea. East:—Municipal Area and Arabian Sea. West:—Station Road.

New Delhi, the 23rd September 1964

IN THE MATTER OF THE CHARITABLE ENDOWMENTS ACT, 1890

AND

IN THE MATTER OF THE EMERGENCY COMMISSION AND SHORT SERVICE REGULAR
COMMISSION OFFICERS CONTRIBUTORY EDUCATION FUND

S.R.O. 356.—Whereas the Adjutant General, Indian Army, acting in the administration of the Fund mentioned above and as the person who proposes to apply the Fund in trust for charitable objects has applied for vesting the Fund mentioned in the Schedule hereto annexed in the Treasurer of Charitable Endowments for India and for the settlement of a Scheme for the administration of the said Fund.

It is hereby notified that the Central Government in exercise of the powers conferred by sections 4 and 5 of the Charitable Endowments Act, 1890 (6 of 1890), and upon the application as aforesaid and with the concurrence of the said Adjutant General doth hereby order and direct that the moneys set out in the said Schedule shall, as from the date of publication of this notification in the official Gazette vest and be held by him and his successors in office (subject to the provisions of the said Act and the rules from time to time to be made thereunder by the Central Government) upon trust the said moneys and the income thereof in accordance with the trusts and terms detailed in the Scheme set forth hereunder;

And it is hereby further notified that the said Scheme has, under sub-section (1) of section 5 of the said Act, been settled for the administration of the said fund and under sub-section (3) of the said Section 5, it is hereby further notified that it shall come into force from the 1st October 1964.

THE SCHEME

IN THE MATTER OF THE CHARITABLE ENDOWMENTS ACT, 1890

AND

IN THE MATTER OF THE EMERGENCY COMMISSION AND SHORT SERVICE REGULAR
COMMISSION OFFICERS CONTRIBUTORY EDUCATION FUND

Scheme for the Administration of the Fund above mentioned

1. Definitions in this scheme unless there is anything repugnant to the subject or context:—

(a) "Child" together with its grammatical variations, means a legitimate child who has attained the age of 10 years and has not attained the age of 17 years and includes an adopted child if the Chairman of the general Committee is satisfied that under the personal law of the subscriber, adoption is legally recognised.

NOTE.—(i) A child of an Officer who is in the custody of a divorced or separated wife/husband and whose maintenance is not being contributed by the subscriber to the Fund, will not be eligible for benefit;

(ii) A step child of the specified age group wholly dependant on the subscriber will be eligible for benefit.

(b) "General Committee" means the General Committee constituted under paragraph 8.

(c) "Fund" means the Emergency Commission and Short Service Regular Commission Officers Contributory Education Fund.

(d) "Officer" means an Emergency Commission or Short Service Regular Commission Officer whether posted in India or abroad.

(e) "Secretary" means the Secretary of the General Committee.

(f) "Treasurer" means the Treasurer of the General Committee.

(g) "Year" means the financial year.

2. **Objects.**—(1) The objects of the Fund shall be to award scholarships to Children, attending a school or college, of such officers and subject to such conditions as are specified in clause (2). The scholarships shall be either boarder

scholarship or day scholarship payable yearly in arrear commencing from 1st January each year:—

Provided that at one time only two children of the same officer shall be eligible for the award of scholarships at the following rates:—

If they are boarders, the first boarder child shall be awarded Rs. 35 per month and second boarder child at Rs. 30 per month.

If they are day scholars they shall be paid at the rate of Rs. 10 per month per child:—

Provided further that when any child is in receipt of—

(a) a freeship as a boarder, no scholarship shall be admissible to the child.

(b) any other scholarship or concession from the Central Government or any State Government, but not freeship, the amount payable to such child shall be only Rs. 10 per month.

(2) The benefit referred to in clause (1) will be payable to children of the following category of officers for the period indicated against each:

(a) Those who subscribe for less than 10 years Benefit during service only.

(b) Those who subscribe for 10 years or more but less than 24 years and retire

Benefit during service, to be extended for 3 years after retirement if they subscribe at the rate of Rs. 36 per quarter for 3 years after retirement.

(c) Those who are invalidated out of service

Benefits to their eligible children during service, and after invalidment or death. Subscriptions are not required to be paid after invalidment or death.

(d) Those who die in service

Benefits to their eligible children without payment of subscription after death.

(e) Those who subscribe for 24 years or more and retire or die after retirement

Benefits to their eligible children during service and after retirement or death. Subscriptions are not required to be paid after retirement or death.

NOTE.—(i) No benefit will be allowed in the case of officers removed, cashiered or dismissed after the removal, cashiering or dismissal.

(ii) Service officers posted in Missions abroad will not be eligible to avail of both the scholarship and the overseas Children Education Allowance simultaneously. Within three months from the date of commencement of each term of service abroad they are permitted to elect the more favourable of the two concessions and exercise their option.

3. Assets of the Fund.—In addition to the moneys, particulars whereof are given in the schedule hereto annexed the assets of the Fund shall include compulsory subscriptions from the officers, optional subscriptions from retired officers, grants from Government as well as donations and voluntary endowments whenever given or received.

4. Subscriptions by Officers.—Every Officer irrespective of his rank, shall pay a uniform rate of quarterly subscription of Rs. 18. Payment of subscription shall cease when the officer is removed, cashiered, dismissed or retired from service and also on resignation or relinquishment of commission subject to the provision contained in paragraph 2(2)(b) above in the case of a retired officer. Contributions received will not be refunded.

A matching contribution of Rs. 18 per quarter per officer will be paid by the Government and other civil employers under whom the officers are employed for specified periods. The rate of Government contribution shall be subject to periodical review.

5. Collection of subscription.—Subscription will be recovered quarterly by the Controller of Defence Accounts (Officers), Poona, from the pay or other emoluments due to the officer for the months of April, July, October and January each year for the quarters commencing on the first days of these months. Officers not in the payment of the Controller of Defence Accounts (Officers), Poona, shall pay by cheque their quarterly contribution of Rs. 18 direct to the Secretary, Emergency Commission and Short Service Regular Commission Officers Contributory Education Fund, C/o Adjutant General's Branch (PS-5), Army Headquarters, New Delhi, on 1st February, 1st May, 1st August and 1st November each year. The retired Officers mentioned in Paragraph 2(2)(b) above, will also pay by cheque their quarterly subscription Rs. 36 direct to the Secretary of the Fund on the dates mentioned above.

6. Remittance of Subscription.—The amount of subscription collected by the said Controller of Defence Accounts or by the Secretary or Treasurer, as the case may be, shall be credited quarterly to the Emergency Commission and Short Service Regular Commission Officers Contributory Education Fund (Army) Accounts kept in the State Bank of India or any other scheduled Bank approved by the Central Government. Such credits will be notified by the Controller of Defence Accounts (Officers), Poona to the Secretary or Treasurer. A nominal roll showing the Account number, the rank and the name of the officer and amount recovered from him will also be forwarded by the Controller of Defence Accounts (Officers), Poona to the Secretary or Treasurer.

7. Vesting of Assets.—The assets of the fund including those particulars whereof are set out in the schedule hereto annexed shall be vested in the Treasurer of charitable endowments for India under the scheme.

8. General Committee.—For the management and administration of the Fund a General Committee shall be constituted consisting of the following members, namely:—

- (a) The Adjutant General;
- (b) The Deputy Adjutant General;
- (c) The Director of Personal Services;
- (d) An officer of Army Headquarters (not below the rank of Colonel) appointed by each of the following:—
 - (i) Chief of the General Staff;
 - (ii) Quarter Master General;
 - (iii) Master General of the Ordnance;
 - (iv) Director of Medical Services;
- (e) Secretary/Treasurer.

9. Chairman and Vice Chairman.—The Adjutant General shall be the ex-officio Chairman and the General Committee and the Deputy Adjutant General and the Director of Personal Services shall be ex-officio Vice Chairman. The Deputy Adjutant General shall, in the absence of the Adjutant General, preside over the meetings of the General Committee and shall exercise all the powers conferred upon the Chairman.

10. Provision regarding the members of the General Committee.—

- (a) When a person becomes a member of the General Committee by reason of the office or appointment he holds, his membership shall terminate when he ceases to hold that office or appointment.
- (b) Subject to the preceding clause a member of the General Committee shall cease to be such member if he dies, resigns, becomes of unsound mind, becomes insolvent, is convicted of a criminal offence involving moral turpitude, or is removed by the Central Government or is transferred from Army Headquarters.
- (c) A resignation of membership shall be tendered to the Chairman of the General Committee and shall not take effect until it is accepted on behalf of the committee by the Chairman.
- (d) Any vacancy in the General Committee caused by any of the reasons mentioned in the above sub-clauses shall be filled by nomination, appointment or otherwise as circumstances of the case may require.
- (e) Subject to the above the appointment to the General Committee, the mode of their appointment, their tenure of office and other matters of and incidental thereto shall be determined by bye-laws framed in respect of the same.

11. Conduct of business.—The General Committee may meet together for the conduct of business, adjourn and otherwise regulate its meetings and proceedings as may be determined by the bye-laws. Unless otherwise determined the quorum for the meeting of the General Committee shall be three members (personally present at the meeting). A meeting of the General Committee at which a quorum is present shall be competent to exercise all or any of the functions of the committee. Every matter shall be determined by a majority of votes of the members present and voting on the question. The Secretary or Treasurer shall have no right to vote. In case of equality of votes, the matter shall be decided according to the vote of the Chairman.

12. Management of the Fund.—Subject to any general or special directions given by the Central Government the general management of the affairs of the Fund shall be vested in and rest with the General Committee.

The rates of scholarships, the number of children of each officer to whom, the period for which and the times at which the scholarship will be paid, may be modified by the General Committee but any such modification shall be reported to the Government.

13. Functioning by the General Committee.—The General Committee shall function notwithstanding that any person who is entitled to be a member by reason of his office is not a member for the time being and notwithstanding any other vacancy in the General Committee and no act or proceeding of the General Committee shall be invalid merely by reason of the happening of any of the above events or of any defects in the appointment of any member of the General Committee.

14. Framing of Bye-laws.—The General Committee shall make bye-laws for the regulation, management and any other purpose connected with the execution of the Fund and the trusts thereof and may alter, vary or rescind the same from time to time.

15. Appointment of Committees.—The General Committee may appoint one or more committees as may be considered necessary.

16. Delegation of Powers.—The General Committee may delegate any of its powers to any committee so appointed. The General Committee or any other committee may also delegate any of its powers to one or more of its members so far as such delegation relates, in the opinion of the General Committee or such other committee, as the case may be, to merely ministerial act and involve no discretion or is necessary merely conformable to common usage.

17. Members of the General Committee not entitled to remuneration.—Members of the General Committee or any other committee appointed as aforesaid other than the Secretary or Treasurer shall not be entitled to any remuneration, but shall be entitled to be reimbursed their actual travelling expense in respect of journey to attend the meeting of the General Committee or other committee or journeys undertaken by them for the purpose of the Fund.

18. Appointment of Staff.—A Secretary, Treasurer and such other officers and staff as the General Committee may consider necessary shall be appointed by the general committee and their remuneration and terms of appointment shall be fixed by that committee. The expenditure on the officers and staff shall be met from the Fund.

19. Deposit of Moneys.—All moneys received from the subscribers or other sources shall be deposited in one or more accounts at the State Bank of India or any other scheduled Bank approved by the Central Government.

20. Accounts and Audit.—Regular accounts shall be kept of all moneys and properties belonging to the Fund and shall be audited by a firm of chartered accountants or any other recognised auditor as may be appointed by the General Committee. The auditor shall also certify that the expenditure from the Fund has been correctly incurred in accordance with the objects of the Fund. Copies of the annual accounts of the Fund duly audited and certified by the auditor of the Fund shall be submitted to the Government every year. The accounts of the Fund shall be open for a test check by the Comptroller and Auditor General of India at his discretion.

21. Contracts.—All contracts relating to the administration of the Fund shall be executed in the name of the General Committee of the Fund and by either the Chairman or the Vice Chairman and shall also be signed by the Secretary or Treasurer.

22. Use of the Fund.—It shall be lawful for the General Committee to expend the moneys in the Fund for the objects of the Fund as mentioned above. The credit balance left with the Fund will be merged with the PRC Army Officers Contributory Education Fund.

23. The General Committee may request the Central Government to direct the Treasurer of Charitable Endowments for India under Section 10 of the Charitable Endowments Act, 1890 (6 of 1890) to sell or otherwise dispose of any property of the Fund vested in him and with the sanction of the Central Government to invest the proceeds of the sale or other disposal of the property as well as any moneys or property not immediately required to be used for the objects of the Fund in any one or more of the modes of investment for the time being authorised by law for the investment of trust moneys, as may be proposed by the General Committee and specified in the direction.

24. Receipt of additional Endowments.—The General Committee may receive any additional endowments, donations or other contributions in augmentation of any of the moneys and properties of the Fund or for general purposes of the Fund. It may also receive endowments, donations or other contributions for any special purpose connected with this scheme not inconsistent with or calculated to impede the due working of the provisions of this scheme.

THE SCHEDULE

A cash endowment of Rs. 30,000 from the Chief of the Army Staff will be invested in fixed deposit with the State Bank of India, New Delhi.

[File No. 83311/AG/PSS(G).]

N. D. BUCH, Jt. Secy.

